

HOUSE JOURNAL
of the
NINETY-SECOND GENERAL ASSEMBLY
of the
STATE OF TENNESSEE
SECOND REGULAR SESSION
MONDAY, JANUARY 18, 1982
SIXTY-FIRST LEGISLATIVE DAY

Pursuant to House Joint Resolution No. 281, the House of Representatives of the Ninety-second General Assembly met in Second Regular Session at 12:00 o'clock noon and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Representative Don Dills of Dyer County.

Representative Dills led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 90

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin,

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Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

The Speaker announced that Representatives Withers, Shirley and Jones were excused due to the weather.

CALENDAR

Mr. Moore moved that House Bill No. 23 be placed on the Calendar for Wednesday, January 20, 1982, which motion prevailed.

On motion of Mr. Yelton, House Bill No. 128 was withdrawn from the House.

Mr. Severance moved that House Bill No. 451 be placed on the Calendar for February, 1982, which motion prevailed.

Mr. Robinson (Davidson) moved that House Bill No. 576 be placed on the Calendar for Monday, February 1, 1982, which motion prevailed.

Mr. Martin moved that House Bill No. 813 be placed on the Calendar for Monday, February 8, 1982, which motion prevailed.

Mr. Withers moved that House Bill No. 916 be placed on the Calendar for Wednesday, January 20, 1982, which motion prevailed.

Mr. Wolfe moved that House Bill No. 1004 be placed on the Calendar for Monday, February 1, 1982, which motion prevailed.

Mr. McKinney moved that House Bills Nos. 1015 and 1016 be placed on the Calendar for Monday, February 1, 1982, which motion prevailed.

Mr. Davis (Pickett) moved that House Bill No. 1031 be placed on the Calendar for Monday, February 1, 1982, which motion prevailed.

House Bill No. 1220--To require reimbursement, preparation of certain resolutions.

Mr. Bragg moved that House Bill No. 1220 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington,

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Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Scruggs, Severance, Shockley, Sir, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--87.

Representative present and not voting was: Owen--1.

A motion to reconsider was tabled.

Mr. King (Washington) moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 289 out of order, which motion prevailed.

House Joint Resolution No. 289--Relative to memory, Palma L. Robinson--By King (Washington) and Whitson.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. King (Washington) moved that House Joint Resolution No. 289 be adopted, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

Mr. Wheeler moved that the rules be suspended for the purpose of introducing House Resolution No. 94 out of order, which motion prevailed.

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House Resolution No. 94--Relative to welcome, SFC Board of Directors--By Wheeler, Henry (Roane), Robertson and McNally.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Wheeler, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Work moved that House Joint Resolution No. 195 be recalled from the Senate which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 195, as requested.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 89

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work and Mr. Speaker McWherter--89.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 283--Relative to commending, James Lee Case--By Carter.

Under the rules, House Joint Resolution No. 283 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 284--Relative to honoring Charles M. "Bubber" Murphy--By Bragg.

Under the rules, House Joint Resolution No. 284 was referred to the Committee on Calendar and Rules.

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House Joint Resolution No. 285--Relative to study, inheritance and gift tax laws--By Murray, Bragg, Davidson, Cobb and Mr. Speaker McWherter.

The Speaker referred House Joint Resolution No. 285 to the Committee on Finance, Ways and Means.

House Joint Resolution No. 286--Relative to appreciation, W. R. Kinton, Jr.--By Davis (Gibson).

Under the rules, House Joint Resolution No. 286 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 287--Relative to congratulating Dr. James M. Hudgins--By Covington.

Under the rules, House Joint Resolution No. 287 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 288--Relative to honoring "Curly" Fox --By Carter.

Under the rules, House Joint Resolution No. 288 was referred to the Committee on Calendar and Rules.

House Resolution No. 93--Relative to congratulating, Jim Hayes --By Owen.

Under the rules, House Resolution No. 93 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1427--To regulate West Carroll Special School District--By Kelley.

Passed first consideration.

House Bill No. 1428--To make certain provisions, juvenile offenders--By Martin, Cobb, Rhinehart, Small, Turner, Kent, Wolfe and Kernell.

Passed first consideration.

House Bill No. 1429--To amend Charter, Alexandria--By Buck.

Passed first consideration.

House Bill No. 1430--To establish small business loan guarantee program--By Tanner and Dills.

Passed first consideration.

House Bill No. 1431--To fix punishment, certain prostitution convictions--By Covington.

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Passed first consideration.

House Bill No. 1432--To change official state songs of Tennessee
--By Carter and Kelley.

Passed first consideration.

House Bill No. 1433--To increase punishment, certain degrees of
burglary--By Disspayne.

Passed first consideration.

House Bill No. 1434--To allow payroll deductions association dues
--By Davis (Hamilton).

Passed first consideration.

House Bill No. 1435--To require mechanics and Materialmen's liens
--By McKinney.

Passed first consideration.

House Bill No. 1436--To enact the "Tennessee Criminal Sentencing
Reform Act of 1982"--By Murphy (Davidson), Bragg and Carter.

Passed first consideration.

House Bill No. 1437--To regulate domestic corporations--By
McKinney.

Passed first consideration.

House Bill No. 1438--To regulate corporate directors and officers
--By McKinney.

Passed first consideration.

House Bill No. 1439--To increase fine drunk driving--By McNally.

Passed first consideration.

House Bill No. 1440--To change qualification for retirement,
Group 2 members--By Rhinehart.

Passed first consideration.

House Bill No. 1441--To regulate Knox County School Board--By
Scruggs.

Passed first consideration.

SENATE BILL ON FIRST CONSIDERATION

Senate Bill No. 1366--To regulate qualifications, chief
administrative officer, certain counties.

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Passed first consideration.

HOUSE BILL ON SECOND CONSIDERATION

House Bill No. 1426--To amend Title 57, Chapter 3, Code.

Passed second consideration and referred to Committee on State and Local Government.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of Senate Bill No. 160, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion, Senate Bill No. 160 was returned to the Senate as requested.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bill as indicated below, the prime sponsor having agreed to such addition:

House Bill No. 1441--Owen, Miller

On motion of Mr. Henry (Blount), his name was removed as sponsor of House Bill No. 1344.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1220; and House Joint Resolution No. 289; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion, the rules were suspended in order for House Bills Nos. 1442 and 1450 to pass on first consideration today.

INTRODUCTION OF BILLS

House Bill No. 1442--To fix compensation, property assessor, Knox County--By Smith and Miller.

Passed first consideration.

House Bill No. 1450--To create office, Commissioner of Highways McMinn County--By Webb.

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Passed first consideration.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

181--Relative to changing date, certain benefits, students; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Burnett, the House adjourned until 2:00 p.m. Wednesday, January 20, 1982.